

REMARKS

Claims 1-9 are listed as pending in the application, which claims are subject to restriction under 35 U.S.C. §121.

DISCUSSION

In the Office Action mailed January 13, 2004, the Examiner required restriction under 35 U.S.C. §121 of the pending claims as follows:

Group I: claims 1-6, the instances where R¹ represents an indole, classified in class 546, subclass 278.1;

Group II: claims 1-6, the instances where R¹ is a thieno[2,3-b]pyrrole, classified in class 546, subclass 268.4; and


Group III: claims 7-9, drawn to multiple uses, classified in class 514, various subclasses.

Applicants herewith make provisional election, with traverse, of the compounds of Group I. Pursuant to the provisions of M.P.E.P. §821.04, Applicants request withdrawal of the restriction requirement and rejoinder of the provisionally elected compound claims of Group I with the method claims of Group III, once such provisionally elected compound claims have been found allowable.

A prompt and favorable action on the merits is respectfully solicited.

Respectfully submitted,

Date: February 11, 2005


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Serial No. 10/825,279
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